

EXHIBIT A

Golden Gate Reporting

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IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

David Davis and Page Case No.: C 07-3365 EDL
Gearhart-Davis PRO SE,

Plaintiffs,

vs.

Clearlake Police
Department,

Defendant.
_____ /

DEPOSITION OF DAVID DAVIS

DATE: May 6, 2008

TIME: 10:33 a.m.

LOCATION: 600 Administration Drive
 Law Library, Room 213 J
 Santa Rosa, California 95401

REPORTED BY: Cindy L. Boccaleoni
 Certified Shorthand Reporter
 License Number 12987

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A P P E A R A N C E S

For the Plaintiffs:

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For the Defendants:

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1 I N D E X

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3 EXAMINATION BY:

PAGE:

4 MR. ALLEN

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6 E X H I B I T S

7 Defendant's Exhibit:

8 None marked

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1 Q. "Daytime" is fine.

2 What vehicle were you driving?

3 A. My root-beer-brown Cougar.

4 Q. So prior to August 2nd, 2006, there were
5 at least two encounters. Do you recall any other
6 encounters with Clearlake Police Department prior
7 to August of '06?

8 A. I seen them just riding around, but, you
9 know, as far as, "Hey, come here. What's your
10 name? You look suspicious," no.

11 Q. Okay. So the first -- in August -- on
12 August 2, 2006, Clearlake Police Department
13 officers contacted you; is that correct?

14 A. Yes, they approached me.

15 Q. Okay. What were you doing at the time?

16 A. Well, as I pulled into the gas station,
17 I noticed two officers had a gentleman pulled
18 over in a truck. I got out of my vehicle. Page
19 went into the gas station to pay for the gas. I
20 believe it was like 25, \$30. I was filling the
21 tank up.

22 And she came out and put the gas nozzle
23 in the vehicle. As it was pumping -- and we were
24 standing on the side watching these officers as I
25 noticed him watching me.

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1 Q. Mm-hmm. Keep going.

2 A. One of them approached me, asked me, "Is
3 this your car? Do you live out here? What are
4 you doing out here? Do you have driver's
5 license, registration?" I provided them with
6 license, proof of insurance, and showed them
7 proof that the vehicle was, in fact, in the
8 process of being registered.

9 And then that's when the whole thing
10 brought on about, "Hey, we don't like your kind
11 out here," you know, "You need to move," you
12 know, as they admitted to in some of their
13 statements, which was later altered and changed.

14 I do admit that after those words, after
15 he told me that "We don't like your kind" and
16 that "You need to move," I took that very
17 offensively and felt that this officer was being
18 very unprofessional and disrespectful.

19 So I disrespected him back, not in a
20 threatening manner, just in a way as, "Hey, look.
21 You know, you just can't talk to people like that
22 because you're in a police uniform." You can't
23 just walk up to people and tell them, "Hey, we
24 don't like you kind of people out here." To me,
25 that's profiling. That's racism right there, my

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1 personal opinion, for somebody to tell you, "Hey,
2 we don't like your kind of people out here and
3 you need to move."

4 Q. Do you remember the officer's name that
5 approached you first?

6 A. To be honest with you, no, I don't.

7 Q. Do you remember if it was Celli? Was
8 Celli in uniform that night?

9 A. Both officers were in uniform, and they
10 were in two separate cars.

11 Q. Okay. The officer that approached you,
12 was it the officer wearing the stripes, the one
13 who first walked up to you?

14 A. To be honest with you, I don't recall.

15 Q. Do you remember which officer made the
16 comments to you regarding "We don't like your
17 kind here"?

18 A. Well, both -- Miller was the one that
19 initially started the whole "Hey, we don't like
20 you kind of people out here, and you need to
21 move." And from that point, you know, it was
22 just a bunch of bickering and nagging going on.

23 To be honest with you, Dale, you know,
24 okay, fine. You can bring up the point that hey,
25 you know, I'm a convicted felon. But you also

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1 have to take into account that, hey, a person
2 that's been in that situation avoids police
3 officers and any confrontations with the police.
4 That's obvious. That's just from experience.
5 Hey, I don't want no problem with the police
6 officers, you know.

7 So hey, I provided them with everything
8 that was required, you know. Celli says, "Hey"
9 -- all he wanted to know, "Hey, man. Where is
10 your license plates?"

11 Well, in fact, there's no way you can
12 see the license plates on a 1967 Cougar. There's
13 no way possible because in order to pump gas into
14 a 1967 Cougar, the license plates have to be
15 folded down, which the statements was later
16 changed in -- what was the officer's name, the
17 officer that was with Celli that night? Miller,
18 the same officer who altered a tape from a court.

19 So, you know, it's not like, you know, I
20 approached these officers and just immediately
21 start harassing them. I've never in my life
22 heard of anybody being approached while pumping
23 gas into a vehicle.

24 And hey, "We don't like you kind of
25 people out here." I understand you're an

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1 incident itself in a little more detail.

2 A. All right.

3 Q. One of the officers came up. You can't

4 remember which of the two first approached you.

5 And they -- according to your complaint, you said

6 they asked for your driver's license,

7 registration and proof of insurance?

8 A. Yes.

9 Q. Prior to them -- that officer asking you

10 for that, did he say anything else to you? Did

11 he say anything to you first?

12 A. About the whole incident, the way he

13 approached me was, "Hey, is this your car? Do

14 you live out here? What are you doing out here?"

15 This is how the whole conversation started.

16 There was no conversation about no license plates

17 until after the whole fact, after they searched

18 my vehicle and everything.

19 Q. All right. So first officer comes up

20 and says, "Is this your car? Do you live out

21 here? What are you doing out here?" What did

22 you say back?

23 A. I told him I just moved out here.

24 Q. Then what did the officer do?

25 A. Got out of the car, started looking

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1 around the car. By this time the other officer
2 walked up, looking around the car, looking inside
3 the car. And at this time, this is when all the
4 verbal exchange -- verbal words started being
5 exchanged. "Well, hey, we don't like you kind
6 out here."

7 And I asked him, "Well, what do you
8 mean, my kind, my kind of people? What are you
9 trying to say?" I took that offensively.

10 Q. Okay. Let me --

11 A. I admit that. I took that very
12 offensively.

13 Q. What I want to do is just go step by
14 step at the moment, all right, so you get a
15 chance to explain all of this. I'm going to go
16 step by step.

17 You mentioned that the first officer
18 comes up and asks you some questions about your
19 car and where you live, and you say you just got
20 out here. You said that he got out of his car.
21 Did that first officer drive his car over towards
22 you, or did he walk over towards you?

23 A. To be honest with you, I can't recall.

24 Q. Okay. After he walked over to you and
25 asked you the question and you said you just

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1 Q. That -- let's go to the temporary
2 registration for the moment. You had a temporary
3 registration certificate that you showed the
4 officers?

5 A. No, it was not a temporary registration.
6 The officer asked me, "Do you have any proof to
7 show that the vehicle is at least in process of
8 being registered?" And I provided him with it.

9 Q. What was this process of registration
10 that you showed him?

11 A. Well, I just had a new motor put in it
12 and a new exhaust system, and it was still in the
13 process of nonoperating -- it was back and forth
14 from the automotive shop, basically.

15 Q. So did you --

16 A. And it was money being tangled up in the
17 automotive shop and through DMV. It was like
18 \$255 owed. The reason -- part of the cost was
19 because the license plates on the vehicle, the
20 person I purchased the vehicle from, they were
21 personalized license plates.

22 Q. Do you know -- do you know what a permit
23 of non-operation is, a PNO?

24 A. Yes, I do.

25 Q. Okay. Was this vehicle -- did this

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1 vehicle hold a PNO at the time?

2 A. No, I don't believe, no.

3 Q. But the registration was expired on it?

4 A. Yes.

5 Q. And what you had was something you

6 showed them that you were in the process of

7 taking care of that expired registration?

8 A. Yes, yes.

9 Q. But it was not taken care of yet at the
10 time?

11 A. That's what I stated.

12 Q. Okay. And then with -- you had
13 insurance? You had a proof of insurance
14 certificate you showed them?

15 A. Yes.

16 Q. Do you still have that proof of
17 insurance? Because -- let me back up for a
18 second. In your complaint you attached an
19 exhibit, Exhibit A: "Mercury Cougar was sold so
20 David Davis no longer has the registration and
21 insurance."

22 Do you have any evidence still at your
23 house where you have that vehicle's insurance on
24 August 2nd, '03 -- sorry -- August 2nd, '06? Do
25 you have any evidence of the insurance policy in

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1 the --

2 A. Because there was more stuff that I was
3 still going to bring over as well.

4 Q. The proof of insurance that you had that
5 night, you showed it to the officers. Did you
6 have proof of insurance in the car with you?

7 A. Yes.

8 Q. And you showed that to the officers?

9 A. Yes.

10 Q. And he still wrote a ticket that you
11 didn't have any insurance?

12 A. He marked it off. He wrote the ticket
13 up, telling me, "Hey, this is not insurance."
14 And you know, I'm showing this officer, "Hey,
15 look, man. You can't write a ticket telling me I
16 don't have insurance when I'm showing you the
17 proof of insurance right here."

18 Q. All right. Okay. Then they cited you
19 also for a cracked windshield?

20 A. It wasn't a crack. It was a line, I'd
21 say, five, six inches long on the bottom of the
22 windshield from the incident I was involved in,
23 the accident I was involved in a few months prior
24 to that.

25 Q. How long was the line?

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1 A. I'd say no longer than seven, seven
2 inches.

3 Q. But what would you call this line? Is
4 it cracked? Is it a defect in the windshield? I
5 mean, how would you categorize it?

6 A. It would be a defect in the windshield.
7 I guess if it had a spider crack, it still would
8 be considered a defect. I had a ticket for that
9 before.

10 Q. Who gave you that ticket?

11 A. This is way back, way back.

12 Q. Not for that crack, but for another
13 crack on a different car?

14 A. Yes, only this is --

15 Q. Was it a similar type crack on the other
16 citation?

17 A. No, it was a -- you know how a diesel on
18 the freeway throws a little rock and puts a
19 little --

20 Q. Absolutely.

21 A. Yeah.

22 Q. And I'm watching the clock.

23 After they gave you the tickets --
24 during the course of the time they gave you the
25 ticket was when the comments were made about "We

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1 don't want your kind here"?

2 A. Before the tickets.

3 Q. Before the tickets.

4 At any time did the officers direct any
5 profanity at you?

6 A. Yes.

7 Q. What kind of profanity?

8 A. Is it common for a police officer to
9 tell somebody, "We don't like your kind of people
10 out here"?

11 Q. Now, let me just make sure you're clear
12 on what I mean by "profanity." You understand
13 what "profanity" is, as opposed to --

14 A. Cuss words.

15 Q. Cuss words.

16 A. Yes, there was cuss words exchanged. I
17 don't recall what cuss words was exchanged, but
18 hey, look, everybody cusses. It's not like these
19 officers weren't cussing just as well.

20 Q. What I'm getting at is that you cussed
21 and they cussed. Both of you were cussing back
22 and forth?

23 A. Yeah.

24 Q. Okay. Were any racial terms used by the
25 officers at you?

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1 A. Mr. Allen --

2 Q. It's just a straightforward question.

3 I'm not -- I understand that there was a verbal
4 exchange taking place, and I understand that you
5 felt that --

6 A. You don't consider that racial?

7 Q. What I'm looking for is specific racial
8 words. Did they call you a nigger? Did they
9 call you a boons -- call you a coon?

10 A. Mr. Allen, don't disrespect me like
11 that. I didn't call you a white European.

12 Q. No.

13 A. Don't call me a nigger.

14 Q. That's not my point. I'm not calling
15 you that. What I'm asking you is, in your claim
16 you have a racial bias claim in here. One way of
17 proving racial bias is that the officers used
18 words like that. So I need to know --

19 A. If this officer is telling me, "We don't
20 like you kind of people, not only am I saying
21 this, but other witnesses in this community have
22 heard these officers say this about me."

23 Q. We're going to talk about that later.
24 We are going to talk about that.

25 A. To me, yes, that is racial.

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1 Q. That's fine. There's a distinction
2 here, all right? The distinction is you can make
3 an effort to prove your case of racial animus
4 because they're directing actions towards you and
5 you feel they're directing them towards you
6 because you're black, right, or someone's Asian
7 or someone's Hispanic or someone's American --
8 native American Indian.

9 One way of proving it directly is if
10 they're using language that is commonly
11 understood in the community to be a derogatory
12 term for someone, such as calling -- use a '60s
13 term. You're too young for this, but a '60s term
14 for a white guy is a "honkey." All right?

15 A. I know about that.

16 Q. Or call them "trailer trash," you know,
17 and things like that that you'll often hear down
18 in the South for white -- poor white. So that's
19 -- those are terms that can be construed and are
20 clear terms that people understand to be
21 derogatory terms that are racially motivated. So
22 what I'm asking --

23 A. Mr. Allen, I know a lot about racism.
24 You don't have to explain to me about honkeys,
25 white trash, like that -- niggers. I know all

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1 about that.

2 Q. I'm going to ask this question so --

3 A. I'm well-experienced in that department.

4 Q. I'm going to ask this question so we can
5 move on to the next area -- we can take a quick
6 break so the court reporter can move her car --
7 is -- did the officers use any derogatory racial
8 language towards you, specific language that you
9 understand to be racially derogatory?

10 A. Once again, in my opinion, what this
11 officer told me, that "We do not like you kind of
12 people out here," was a racial statement.

13 Q. That's clear in the record. That's
14 clear in your pleadings, and that's clear on the
15 record. My question is -- because you haven't
16 answered my question -- did they use any other
17 words or any other language?

18 A. Probably behind my back.

19 Q. No, did you hear -- but did you hear it?

20 A. Mr. Allen.

21 Q. You got to answer the question;
22 otherwise, we're not going to be able to continue
23 the deposition.

24 A. I gave my answer for that. To my
25 belief, in my opinion, what this officer stated

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1 to me was a racial statement. That's my answer
2 to your question.

3 Q. See, Mr. Davis, the thing we may need to
4 do -- really seriously need to do is continue
5 this deposition and I'll ask Judge LaPorte to
6 provide a courtroom, and we'll go do the
7 deposition down in the courtroom and then she can
8 come in from time to time and rule on your
9 objections, because you're posing an objection,
10 in essence, by not answering the question.

11 A. Okay. Let's move on. No, I did not
12 hear this officer make any --

13 Q. Racially --

14 A. -- name-calling as far as the "N" word
15 or any other nicknames they come up with. No, I
16 did not.

17 Q. Thank you.

18 A. Except for that statement that he made
19 and that he suggested that I move.

20 Q. And that record's clear, and that's part
21 of your evidence. I'm not objecting to that, and
22 I'm not saying that it isn't part of your case.
23 I need to complete my case.

24 A. Okay. Fine.

25 Q. I need to get the whole circle, not just

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1 evening?

2 A. No.

3 Q. What car were you driving?

4 A. On which occasion?

5 Q. The second night, the second incident.

6 A. I wasn't driving.

7 Q. What car were you occupying?

8 A. What was that? A Chevy Suburban.

9 Q. Was Page driving that?

10 A. Yes.

11 Q. And did you have contact with police
12 officers that evening?

13 A. Yes.

14 Q. And what happened?

15 A. Do you want me to go in detail, or just
16 something brief, fast, real quick?

17 Q. Well, whatever you feel most comfortable
18 with.

19 Were you pulled over by the police?

20 A. Well, as we approached a stop sign -- I
21 can't recall what street it is -- we noticed a
22 police officer parked down a dark dirt road. As
23 soon as we proceeded through the stop sign, he
24 immediately got behind us, pulled us over. I
25 want to say we turned the corner, I want to say,

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1 handcuffs. At this time, this is when I noticed
2 Celli standing over me.

3 BY MR. ALLEN:

4 Q. When Hobbs came up to you and asked you
5 for identification, you gave him the interim
6 driver's license from the night before?

7 A. Yes, sir.

8 Q. He said to you that this wasn't --

9 A. He didn't even look at it.

10 Q. All right. And then he asked you to get
11 out of the car, or did he put --

12 A. At first he asked me why didn't I have
13 the seatbelt on. And you know, I told him, "Hey,
14 look, you don't reach for stuff when you see the
15 police walking up to the car." You know, that's
16 a quick way to get, you know --

17 Q. Were you wearing a seatbelt at the time
18 that the officer -- you were in the car and --

19 A. No. I admitted I didn't have a seatbelt
20 on. No, I didn't have a seatbelt on.

21 Q. After Hobbs cited you for the seatbelt,
22 is that when he asked you for the identification?

23 A. Yeah, he asked me for my identification.
24 First he asked me, Hey, what's my problem, what's
25 my -- do I -- "What do you have an attitude for?"

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1 Q. Okay. Now -- but in the time between
2 the asthma attack -- actually, from the moment
3 you were stopped and Hardisty and Hobbs
4 approached you and Page until the time the
5 ambulance arrived, did any of those three
6 officers at any time use any racially derogatory
7 words directed at you or Page? And this goes
8 back to same stuff we talked about before.

9 A. Yeah, I know when -- when Hobbs placed
10 the handcuffs on me, he told me, "These are good
11 and rusty."

12 Q. Okay. And --

13 A. But as far as the "N" word and --

14 Q. Right.

15 A. -- you know, all of those, you know, no.

16 Q. Okay.

17 A. I didn't -- I didn't hear him.

18 Q. Okay. And I'll ask Page the same
19 questions. Now, the ambulance arrived, and in
20 your complaint you said one of reasons that you
21 refused to go in the ambulance, because you were
22 fearing for your life?

23 A. Yes.

24 Q. Why were you fearful for your life if
25 you went in the ambulance?

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1 Page Gearhart-Davis in fear to leave their home
2 during Sergeant Celli's evening shift."

3 Are these the three tickets you're
4 referring to where one was for the dirt bike?

5 A. Yes, sir.

6 Q. So when was the dirt bike ticket given,
7 approximately?

8 A. 09-27.

9 Q. Okay. On 09-27. What happened on
10 09-27-06?

11 A. While riding a dirt bike off-road.

12 Q. Who?

13 A. Me and Page.

14 Q. Okay. Are you on separate bikes or the
15 same bike?

16 A. On the same dirt bike, 350 Yamaha.

17 Q. Who was driving?

18 A. I was driving.

19 Q. Okay.

20 A. On off-road. Sergeant -- I mean -- not
21 Sergeant -- Officer Hobbs, riding down the street
22 on the side of the dirt trail coming the opposite
23 direction, seen us, made a U-turn, pulled us
24 over, wrote a ticket for unregistered vehicle,
25 driving out of class, littering. It was a bunch

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1 of -- I can't -- it's probably written in there,
2 but the ticket was extremely, ridiculously long.
3 I mean, the ticket -- the judge fined me over
4 \$1,200.

5 Q. Did Celli come to the scene?

6 A. He was there within minutes.

7 Q. Okay. And were you given one ticket
8 with a lot of violations or separate tickets?

9 A. I was given a ticket, and Page was given
10 a ticket.

11 Q. And do you remember what your ticket was
12 for?

13 A. My ticket was for operating a vehicle
14 out of class -- which I explained to them you
15 don't need a driver's license to operate an
16 off-road vehicle, which he later stated, "Hey,
17 you were on this paved road, not on that dirt
18 trail that I just seen you on" -- littering,
19 unregistered dirt bike, no helmet. And I believe
20 that will put the icing on the cake, I believe.

21 Q. Littering?

22 A. Yes.

23 Q. And no helmet?

24 A. Yes.

25 Q. And unregistered dirt bike?

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1 A. Yes. I'll be sending that too, the
2 registration, to show that it was registered, in
3 fact.

4 Q. Okay.

5 A. Well, he seen the ticket.

6 Q. Do you know what Page was cited for?

7 A. No helmet.

8 THE REPORTER: "No" what?

9 THE WITNESS: No helmet.

10 And I believe -- I don't want to speak
11 for her ticket. I'm not absolutely sure. But I
12 do know one of them was -- I believe was no
13 helmet. I can't recall the other, if there was
14 another one.

15 BY MR. ALLEN:

16 Q. Were these tickets dismissed, or were
17 they found -- were you found guilty on those
18 tickets?

19 A. What's so crazy about that is that was
20 the first ticket the judge heard, and he judged
21 me without hearing the other cases and found me
22 guilty on all of them, but after he heard the
23 other tickets, he seen the pattern and dismissed
24 them like he dismissed the incident from the
25 night at the gas station.

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1 Q. So guilty on the motorcycle; dismissed
2 on the other cases?

3 A. Dismissed on 08-02, suspended on the
4 seatbelt.

5 Q. What did that mean, by the way? I
6 didn't understand that.

7 A. What's that?

8 Q. "Suspended on the seatbelt"?

9 A. Suspended fine, as far as paying the
10 fine. He racked me up good that day in court.

11 Q. Okay. So he ended up fining you for the
12 motorcycle, dismissing the 08-02 citations, and
13 then he dismissed 08-03 except for the seatbelt;
14 he just didn't fine you for it?

15 A. Yes. No, he -- yeah, he didn't dismiss
16 it. He just didn't fine me for it.

17 Q. Was Page fined for the 08-03 ticket or
18 given a fix-it?

19 A. 08-03 ticket.

20 Q. That was the one you were driving?

21 A. I believe -- I'm not absolutely sure. I
22 don't know if it was a fix-it ticket or --

23 Q. I'll ask her.

24 A. I have no idea.

25 Q. I'll ask her.

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1 Q. We're going to do that next.

2 A. And then the allegedly 911 phone call
3 from my home.

4 Q. But that was in January; that was later?

5 A. No, that -- yeah, they said it was in
6 January.

7 Q. What I'm doing is, I'm just working --

8 A. Working down it, okay.

9 Q. -- working through your complaint.

10 A. Okay.

11 Q. So your complaint says there was
12 constant harassment. You've detailed -- you've
13 told us what it was up until now. Anything else
14 where Celli had contact with you or your wife
15 prior to December 27th?

16 A. No.

17 Q. Okay. On December 27th you and your
18 wife saw Celli and an Officer Labbe parked.

19 A. Labbe.

20 Q. Labbe, Labbe.

21 A. That's what I called him, and he got
22 mad.

23 Q. And when you went past them, they pulled
24 you over. They pulled you over, correct?

25 A. Yes.

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1 Q. And what car were you driving? Or what
2 car -- who was driving?

3 A. Page was driving.

4 Q. And what car was she driving?

5 A. A van.

6 Q. Okay. Do you remember the kind of van
7 it was?

8 A. It was a van -- door -- traveling van.

9 Q. So a panel van?

10 A. Yeah -- no, not a panel van. It was
11 like a vacation van.

12 Q. Did it have windows around it?

13 A. Yeah, windows and...

14 Q. Anyone else in the car besides you and
15 Page?

16 A. On 12-27 I could -- I might -- I could
17 say -- I don't want to -- I could think my kids
18 were in the vehicle, as well.

19 Q. Do you remember about what time of the
20 day or evening it was or night?

21 A. It was -- it was on Sergeant Celli's
22 shift, so I was -- it was on his shift.

23 Q. Was it still daylight or was it
24 nighttime?

25 A. It was just getting --

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1 Q. Dusk?

2 A. -- dark, yes.

3 Q. And did they -- who approached,

4 Sergeant Celli or Officer Labbe?

5 A. Labbe.

6 Q. Labbe.

7 A. Labbe approached Page. Celli approached

8 my side with his hands on his gun.

9 Q. Okay. Labbe give Page a ticket?

10 A. Yes.

11 Q. And do you know what the ticket was for?

12 A. Allegedly obstruction of license plates.

13 Q. That was the ball hitch?

14 A. Yes. I'll send you a picture to show

15 that there's --

16 Q. That's okay.

17 A. -- no way possible a ball hitch could

18 obstruct the license plate.

19 Q. The turn signal?

20 A. Have you -- you've been out to

21 Clearlake, right?

22 Q. Yeah. But I'm just asking, did he give

23 her a ticket for not using the turn signal, not

24 whether she did or she didn't.

25 A. I think he gave her a warning on that, I

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1 believe.

2 Q. Okay. Did you hear -- was there --
3 there was a conversation between Officer Labbe
4 and your wife?

5 A. Yes, it was right -- I heard everything.

6 Q. Did he disrespect her in any way during
7 that conversation?

8 A. He lied.

9 Q. Beside that?

10 A. No. Labbe is a -- to me, to be honest
11 with you, he's a perfectly fine officer. He was
12 just manipulated on that particular night. I
13 have no problems -- I'll state it for the record.
14 I have no problem with police officers. I stay
15 away from them. I don't give them no problem. I
16 don't look for no problems from the police. I do
17 believe police are needed in the community. But
18 it is bad apples in the bunch. We all know weeds
19 grow in gardens.

20 Q. You want to get this done in time to get
21 home, you're going to have to --

22 A. Oh, my bad. My bad. Okay. I just had
23 to --

24 Q. I got you. I know. There's times you
25 just have to get it off your chest.

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1 You said Labbe lied. What did he lie
2 about?

3 A. Well, as we approached Lake Shore,
4 Officer Celli and Labbe were parked in the
5 parking lot across the street. As we approached
6 Lake Shore, as we made a right turn, I seen them.
7 I'm looking dead at these two officers in two
8 different squad cars immediately pull out and
9 were like one or two cars behind us. And as soon
10 as they had the opportunity to pull us over,
11 Labbe pulled us over.

12 Q. Go ahead.

13 A. And I asked him, "What did you pull us
14 over for?" As soon as I seen Celli, I already
15 knew what time it was. I was like, "Here we go
16 again."

17 Q. Okay. So did you ask him what you were
18 pulled over for?

19 A. He alleged it was from a ball hitch and
20 not using the turn signal on the street that you
21 don't need --

22 Q. Okay.

23 A. Well, to my knowledge, I don't think you
24 need to put on a turn signal. It would be
25 falsifying the direction to put on the turn

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1 signal.

2 Q. Okay. And he gave her a ticket for
3 expired registration?

4 A. Expired registration, no proof of
5 insurance -- which we had just purchased that
6 vehicle not even 30 days previous to that, and
7 the license plates stated that the tags
8 expired -- well, you know, I assumed in the end
9 of December, but the tags apparently expired a
10 few days previous to this accident. And Page had
11 showed him proof of insurance, and he still wrote
12 it on the ticket. But we had it signed off from
13 the Lake County Sheriff and just ended up paying
14 \$10.

15 Q. For the lack of registration?

16 A. No, for the --

17 Q. For the fix-it ticket?

18 A. He said the light was not working, but
19 it was working.

20 Q. Okay.

21 A. So it was a \$10 fix-it ticket.

22 Q. Were you able to produce that -- did
23 Page produce proof of valid registration to
24 Officer Labbe?

25 A. Like I said, we had just purchased the